



PATENT  
Attorney Docket No.: DIVER1100-4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Robertson, et al.  
Application No.: 09/884,889  
Filed: June 19, 2001  
Title: CATALASES

Art Unit: 1643  
Examiner: Unassigned

**BOX MISSING PARTS**

Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Sir:

In response to the Notice to File Missing Parts of Application mailed August 20, 2001,  
enclosed are:

1. A copy of the Notice to File Missing Parts of Application (2 pages);
2. An executed Declaration For Patent Application (4 pages);
3. An executed Power of Attorney by Assignee (1 page);
4. Request for Corrected Filing Receipt (4 pages);
5. Preliminary Amendment (12 total pages including: eight drawing sheets and two pages of previously submitted transmittal);
6. Statement Under 37 C.F.R. §§ 1.82(f) and (g) (1 page);
7. Verified Statement Under 37 C.F.R. § 1.821(f) (1 page);
8. Sequence Listing (9 pages)
9. Disk containing sequence listing
10. Check in the amount of \$1,979.00;
11. Return Receipt Postcard.

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on October 10, 2001, in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231

*Karen LePari*  
Karen LePari

In re Application of:  
Robertson, et al.  
Application No.: 09/884,889  
Filed: June 19, 2001  
Page 2



PATENT  
Atty Docket No.: DIVER1100-4

Applicants claim small entity status in the above-identified application. Pursuant to 37 C.F.R. § 1.27, a verified statement claiming small entity status is not required.

The filing fee has been calculated as follows.

	Number Filed		Number Extra		Rate			Fee	
					Large Entity	Small Entity		Small Entity	Large Entity
Total Claims	92-20	=	72	X	\$18	\$ 9	=	\$648.00	\$ 0.00
Independent Claims	31-3	=	18	X	\$84	\$42	=	\$756.00	\$ 0.00
Multiple Dependent Claims Presented: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No					\$280	\$140		\$140.00	
					BASIC FEE			\$370.00	\$740.00
					TOTAL FEE			\$1,914.00	\$ 0.00

XX Enclosed is a check in the total amount of \$1,979.00 which includes \$1,914.00 as filing fee and \$65.00 as payment for the surcharge fee for missing parts of the application. The Commissioner is hereby authorized to charge any other fees that may be associated with this communication, or credit any overpayment to Deposit Account No. 50-1355. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: October 10, 2001

Lisa A. Haile, J.D., Ph.D.  
Registration No.: 38,347  
Telephone: (858) 677-1456  
Facsimile: (858) 677-1465

GRAY CARY WARE & FREIDENRICH LLP  
4365 Executive Drive, Suite 1600  
San Diego, California 92121-2189  
USPTO Customer Number 28213



Attorney Packet No.: DIVER1100-4

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robertson *et al.*  
Serial No.: 09/884,889  
Filed: June 19, 2001  
Title: CATALASES

Art Unit: 1643  
Examiner: Unassigned.

Commissioner for Patents  
Washington, D.C. 20231

**REQUEST FOR CORRECTED FILING RECEIPT**

Sir:

This Communication is submitted to request correction of the filing receipt in reference to the above-identified application. The data requiring correction is indicated in yellow highlight on the attached copy of the filing receipt and herein in **BOLD**.

The filing date needs to be corrected from June 18, 2001 to **June 19, 2001**. A copy of the Express Mail receipt number EL617044316US showing a deposit date of June 19, 2001 is attached.

The inventors' residence needs to be added:

Dan E. Robertson, **Solana Beach, California;**

Indrajit Sanyal, **Bethesda, Maryland;**

Robert Adhikari, **Voorhees, New Jersey**

Inventor Robert Adhikari's last name needs to be corrected from Adhikary to **Adhikari.**

Applicant respectfully requests the change be made of record.

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on October 10, 2001, in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231

*Karen LePari*  
Karen LePari


Robertson *et al.*  
Application No.: 09/884,889  
Filed: June 19, 2001  
Page 2

Attorney Docket No.: DIVER1100-4

No fee is believed due in connection with the filing of this response. However, if any fee is deemed necessary, the Commissioner is authorized to charge (or apply any credits to) Deposit Account No.: 50-1355. The Examiner is invited to contact Applicant's undersigned representative if there are any questions related to this matter.

Respectfully submitted,

Date: October 10, 2001

  
\_\_\_\_\_  
Lisa A. Haile, Ph.D.  
Reg. No. 38,347  
Telephone: (858) 677-1456  
Facsimile: (858) 677-1465

GRAY CARY WARE & FREIDENRICH LLP  
4365 Executive Drive, Suite 1100  
San Diego, CA 92121-2189  
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Page 1 of 3

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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/884,889	06/18/2001	1643	0.00	DIVER1100-4	6	92	21

CONFIRMATION NO. 1715

## FILING RECEIPT



\*OC00000006447734\*

GRAY CARY WARE & FREIDENRICH LLP  
Suite 1600  
4365 Executive Drive  
San Diego, CA 92121-2189

Date Mailed: 08/20/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

*Solana Beach, California*  
Dan E. Robertson, ~~Residence Not Provided~~;  
Indrajit Sanyal, ~~Residence Not Provided~~;  
Robert S. Adhikari, ~~Residence Not Provided~~;  
*Bethesda, Maryland*  
*Adhikari*  
*Voorhees, New Jersey*

## Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CIP OF 09/412,347 10/05/1999  
WHICH IS A CON OF 08/951,844 10/16/1997 PAT 6,074,860  
WHICH IS A DIV OF 08/674,887 07/03/1996 PAT 5,939,300

## Foreign Applications

If Required, Foreign Filing License Granted 08/17/2001

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

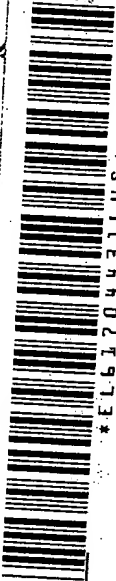
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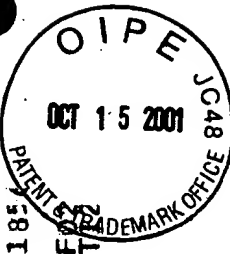
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/884,889	06/18/2001	Dan E. Robertson	DIVER1100-4

OCT 15 2001

CONFIRMATION NO. 1715

## FORMALITIES LETTER



\*OC000000006447735\*

 GRAY CARY WARE & FREIDENREICH LLP  
 Suite 1600  
 4365 Executive Drive  
 San Diego, CA 92121-2189

Date Mailed: 08/20/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.

Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

- Total additional claim fee(s) for this application is \$3402

- \$1692 for 14 total claims over 20.

- \$1440 for 18 independent claims over 3.

- \$270 for multiple dependent claim surcharge.

- The oath or declaration is missing.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

- The balance due by applicant is \$ 4242.

10/17/2001 BSAYAS11 00000041 09884889

01 FC:201

370.00 OP

02 FC:202

756.00 OP

03 FC:203

648.00 OP

04 FC:204

140.00 OP

05 FC:205

65.00 OP

01/09/2002 HPRASASD 00000007 09884889

01 FC:203

198.00 CH

- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file

in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

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*A copy of this notice **MUST** be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE